

REMARKS/ARGUMENTS

This Amendment is being filed in response to the Office Action dated 21 February 2007. Reconsideration and allowance of the application in view of the amendments made above and the remarks to follow are respectfully requested.

Claims 1-13 are pending in the Application. Claims 1, 7 and 12 are independent claims.

Applicant thanks the Examiner for acknowledging the claim for priority and receipt of certified copies of all the priority document(s).

The claims are amended for non-statutory reasons: to correct one or more informalities, remove figure label number(s), and/or to replace European-style claim phraseology with American-style claim language. The claims are not narrowed in scope and no new matter is added. Claim 7 is amended to be in independent form.

In the Office Action, claim 13 is rejected under 35 U.S.C. §101 as allegedly being directed to non-statutory subject matter.

Applicant respectfully disagrees with and explicitly traverses this ground for rejecting claim 13. It is the Applicant's position that claim 13 requires statutory subject matter. However, in the interest of furthering the prosecution of this matter, Applicant has elected to amend the claim to more clearly state the invention. Specifically, Applicant has amended claim 13 to more clearly state a compiler program product stored on a computer readable medium ... Clearly claim 13 requires statutory subject matter. Accordingly, it is respectfully requested that the rejection of Claim 13 be withdrawn.

Claims 1-13 are rejected under 35 U.S.C. §112, second paragraph as being indefinite due to inconsistent reference designations in the claims. The claims are amended herein to cure this problem. Accordingly, it is respectfully submitted that the claims are now in proper form and it is respectfully requested that this rejection be withdrawn.

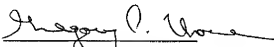
Claims 1-6 and 8-13 are rejected under 35 U.S.C. §102(b) over U.S. Patent No. 7,080,234 to Saulsbury ("Saulsbury").

It is respectfully submitted that the system of Claim 1 is not anticipated or made obvious by the teachings of Saulsbury. For example, Saulsbury does not disclose or suggest, a system that amongst other patentable elements, comprises (illustrative emphasis provided) "wherein the execution unit is arranged to conditionally execute a dedicated instruction for writing a value of the program counter into the second register file to initiate a delayed branching operation in which non-branch operations are executed prior to a branching operation" as required by claim 1, and as substantially required by claim 12.

Based on the foregoing, the Applicant respectfully submits that independent Claims 1 and 12 are patentable over Saulsbury and notice to this effect is earnestly solicited. Claim 7 is not rejected over the art of record and accordingly is also allowable. Claims 2-6, 8-11 and 13 respectively depend from one of Claims 1 and 12 and accordingly are allowable for at least this reason as well as for the separately patentable elements contained in each of said claims. Accordingly, separate consideration of each of the dependent claims is respectfully requested.

In view of the foregoing, applicant respectfully requests that the Examiner withdraw the objection(s) and/or rejection(s) of record, allow all the pending claims, and find the application in condition for allowance. If any points remain in issue that may best be resolved through a personal or telephonic interview, the Examiner is respectfully requested to contact the undersigned at the telephone number listed below.

Respectfully submitted,



Gregory L. Thorne
Reg. 39,398
Att'y for Applicant(s)
16 May 2007

THORNE & HALAJIAN, LLP
Applied Technology Center
111 West Main Street
Bay Shore, NY 11706
Phone: (631) 665-5139
Fax: (631) 665-5101